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AND SRI LANKA

September 28, 2023

VIA ECF

Honorable Loretta A. Preska
United States District Court
Southern District of New York
United States Courthouse
500 Pearl Street
New York, NY 10007-1312

Re: United States v. Selbourne Waite, No. 07-cr-00003 (LAP)

Dear Judge Preska:

We are the attorneys for Selbourne Waite. Pursuant to Your Honor's September 18, 2023, order, (ECF 983), we conferred with the government and together request that the Court set a date for Mr. Waite's resentencing hearing on a date convenient to the Court in approximately 120 days.

We additionally request that the Court order U.S. Probation to prepare an updated pre-sentence report on Mr. Waite and anticipate the 120 days will allow sufficient time for Probation to prepare their updated report. We also ask that Mr. Waite's sentencing submission be due two weeks before the hearing date, and the government's one week before.

For the Court's convenience, we have included a "So Ordered" line should the Court grant these requests. Thank you for your consideration.

Respectfully submitted,

/s/ Eric R. Breslin

Eric R. Breslin

ERB

cc: All Counsel of Record (VIA ECF)

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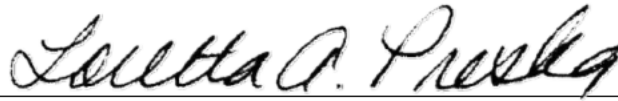
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Honorable Loretta E. Preska
September 28, 2023
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The parties shall appear for a
resentencing hearing on
January 10, 2023, at 12:00 PM
in Courtroom 12A.

Duane Morris

SO ORDERED



Honorable Loretta E. Preska, U.S.D.J.
9/29/2023